

EXECUTIVE COUNCIL OF IOWA

MINUTES

JUNE 29, 2020

The Executive Council met in regular session at 10:02 a.m. via conference call as a meeting in person was impractical due to the Governor's State of Public Health Disaster Emergency Proclamation. Governor Kim Reynolds presided over the meeting. Secretary Paul Pate, Auditor of State Rob Sand, Treasurer of State Michael Fitzgerald and Secretary of Agriculture Michael Naig were present.

Regular Session
June 29, 2020

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the minutes of the Executive Council meeting held June 15, 2020.

Minutes Approved

The vote:	Ayes:	Governor Reynolds
		Secretary Pate
		Auditor Sand
		Treasurer Fitzgerald
		Secretary Naig
	Nays:	None

Moved by Treasurer Fitzgerald and seconded by Auditor Sand that the Council approve the request from the Attorney General's Office for payment of Expenses Under Iowa Code §7D.10 in the amount of \$15,200.00 for prosecuting cases under Iowa Code chapter 229A.

Approved Iowa
Code §7D.10

The vote:	Ayes:	Governor Reynolds
		Secretary Pate
		Auditor Sand
		Treasurer Fitzgerald
		Secretary Naig
	Nays:	None

Moved by Secretary Naig and seconded by Treasurer Fitzgerald that the Council approve the request from the Department of Justice, Attorney General's office as follows:

Approved Outside
Counsel

- A. The Department of Justice, Attorney General's Office, requests the extension of special counsel pursuant to Iowa Code section 13.7(1) to represent the State of Iowa in criminal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County through June 30, 2021.

Attorney: Michael Marquess
2183 Docks Drive
Garwin, IA 50632

Rate: \$5,000.00 per month retainer plus litigation expenses

The vote: Ayes: Governor Reynolds
Secretary Pate
Auditor Sand
Treasurer Fitzgerald
Secretary Naig
Nays: None

Moved by Auditor Sand and seconded by Secretary Naig that the Council approve the request from the Department of Justice, Attorney General's office as follows:

- B. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *MaryLou Birdsell v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.
Attorney: Ryan Clark
505 5th Avenue
Suite 729
Des Moines, IA 50309

Rate: \$140.00 Per Hour

The vote: Ayes: Governor Reynolds
Secretary Pate
Auditor Sand
Treasurer Fitzgerald
Secretary Naig
Nays: None

Moved by Secretary Pate and seconded by Secretary Naig that the Council approve the following emergency allocations:

Approved
Emergency
Allocation

- A. Iowa Communications Network requested an emergency allocation in the amount of \$30,626.90. On February 10, 2020 ICN sustained cable damage due to excessive erosion along Highway 30 east of Ogden in Boone County. Request was to cover repair costs.

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Treasurer Fitzgerald
 Secretary Naig
 Nays: None

Moved by Secretary Naig and seconded by Secretary Pate that the Council approve the following cost items:

Approved Payment
of Cost Items

- A. Michael Marquess.....\$5,000.00
2183 Docks Drive
Garwin, IA 50632
Tribal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County
- B. Richard J. Bennett, Sr.....\$2,550.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office
- C. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$781.45
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of prospective state employees
- D. Patterson Law Firm L.L.P.....\$642.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Jacquie M. LeClair v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Treasurer Fitzgerald
 Secretary Naig
 Nays: None

Moved by Secretary Naig and seconded by Auditor Sand that the meeting adjourn.

Meeting adjourned

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Treasurer Fitzgerald
 Secretary Naig
 Nays: None

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Victoria Newton". The signature is fluid and cursive, with the first name "Victoria" written in a larger, more prominent script than the last name "Newton".

Victoria Newton
Executive Secretary